

EAST PALESTINE VILLAGE COUNCIL MONDAY DECEMBER 8, 2014 85 N. MARKET ST. 7 PM

Mayor Zuch called the meeting to order. Present were Atty. Beagle, Mr. Cohen, Mr. Elzer, Mr. Tyger, Mr. Figley, and Mrs. Wisser. Also present was Village Manager Pete Monteleone, Finance Director Traci Thompson, Law Director Dave Powers and Clerk Misti Martin. The minutes of the November 24th Finance Committee meeting and Regular meeting were approved on a motion by Mr. Cohen, seconded by Mr. Tyger. All in favor. In reference to the department reports Mr. Elzer had some questions on the Fire report concerning the number of calls and mutual aid, in reference to the Fire report Chief Brown explained that on three of the fire calls in November the department received help and on seven calls they assisted other departments and on the EMS report they had "0 Mutual Aid No Crew" which means they didn't drop any calls at all last month and provided mutual aid on three ems calls. The November 2014 monthly department reports were approved on a motion by Mr. Elzer, seconded by Mr. Cohen, all in favor. There were no agenda items or Clerks report.

MAYOR: Mayor Zuch stated she had given council a list of Board reappointments that are to be made by council per the Charter, the list includes names and phone of those with expiring terms that council will need to contact. She stated this needs to be done by the end of the year. She stated Father Cisero of Our Lady of Lourdes asked that she announce they are having an Advent Celebration on December 21, 2014 at 4PM and there is no charge but an offering will be accepted for the musicians.

MANAGER: Manager Monteleone stated he had no report but he presented a plaque to John Boley for his retirement from the Street Department after 37 years.

LAW DIRECTOR: Atty. Powers stated he gave Council a year end summary, stating he wanted everyone to know there is a lot that goes on behind the scenes. He said he also gave them a report from ODNR on oil and gas leasing showing what will be happening in the not so distant future. Mr. Elzer asked Monteleone where the Sumner St. bridge project stood and Monteleone stated construction is slated to begin in the spring.

THERE WERE NO STREET OR S/P/R/C REPORTS

DEVELOPMENT: Mr. Elzer congratulated the Chamber on the Turkey Trot this year and reminded everyone to continue to shop locally for the holidays.

THERE WERE NO UTILITY OR FINANCE COMMITTEE REPORTS

VISITORS COMMENTS ON CURRENT LEGISLATION: Mr. Tyger stated the ordinance for appropriations will need to be passed as an emergency. Former Fire Chief Brett Todd questioned the ambulance payment for next year stating he understood that it would come from the savings from the SIB loan being paid off, and Monteleone said that part of the payment would come from that savings and part from levy money. Mr. Todd stated that they had discussed the entire payment coming from the SIB loan savings not part of it. Mr. Cohen asked Todd if there was a problem and Todd stated it was planned to come from the SIB loan savings so it wouldn't take anything additional from the Fire Department Budget. Todd said the levy was not originally intended for paying for an ambulance, it was designed for fire equipment only. Monteleone stated he and Todd had discussed this issue with the former law director and came to the conclusion they could use the levy money for the ambulance. Monteleone said the first payment came from the money from the Longenecker estate and then in 2016 it could come from SIB loan savings and levy money, Mr. Todd said that isn't what they discussed. Mr. Cohen stated in past discussion they stated it would come from a combination of places.

LEGISLATION: Atty. Beagle introduced Ord. 16-2014 for a third reading and made a motion that it be read by title only seconded by Mr. Cohen. **An ordinance adopting the appropriation for the**

current expenses and other expenditures of the Village of East Palestine, Ohio, during the fiscal year beginning January 1 2015 and adopting estimated resources. Atty. Beagle made a motion to suspend the rules and declare this an emergency ordinance seconded by Mr. Cohen. All in favor. Atty. Beagle called for a vote on Ord. 16-2014. Atty. Beagle-y, Mr. Elzer-y, Mr. Cohen-y, Mr. Figley-y, Mr. Tyger-y, Mrs. Wisser-y. Atty. Beagle introduced Ord. 17-2014 for a second reading and made a motion that it be read by title only seconded by Mr. Cohen. **An ordinance adopting updated fees for emergency medical services provided by the Village.** Atty. Beagle introduced Ord. 18-2014 and made a motion that it be read by title only seconded by Mr. Cohen. **An ordinance adopting the negotiated pay increase between the Village of East Palestine (employer) and the Teamsters Union and declaring an emergency.** Mr. Elzer asked why the three wage ordinances were emergencies and Monteleone stated the negotiation process started a while ago but it took longer than expected and they have to be in place for the first of the year. Atty. Beagle made a motion to suspend the rules and declare this an emergency ordinance seconded by Mr. Cohen. All in favor. Atty. Beagle called for a vote on Ord. 18-2014. Mr. Cohen-y, Mr. Tyger-y, Mrs. Wisser-y, Atty. Beagle-y, Mr. Elzer-y and Mr. Figley-y. Atty. Beagle introduced Ord. 19-2014 and made a motion that it be read by title only seconded by Mr. Cohen. **An ordinance adopting the negotiated pay increase between the Village of East Palestine (employer) and the Fraternal Order of Police, Ohio Labor Council, Inc (union) and declaring an emergency.** Atty. Beagle made a motion to suspend the rules and declare this an emergency ordinance seconded by Mr. Cohen. All in favor. Atty. Beagle called for a vote on Ord. 19-2014. Mrs. Wisser-y, Atty. Beagle-y, Mr. Elzer-y, Mr. Cohen-y, Mr. Elzer-y, Mr. Figley-y. Atty. Beagle introduced Ord. 20-2014 and made a motion that it be read by title only seconded by Mr. Cohen. **An ordinance authorizing a 1% wage increase between the Village of East Palestine (employer) and all full time non union employees and declaring an emergency.** Atty. Beagle made a motion to suspend the rules and declare this an emergency ordinance. Atty. Beagle called for a vote on Ord. 20-2014. Mr. Elzer-y, Mr. Figley-y, Mr. Cohen-y, Mr. Tyger-y, Mrs. Wisser-y, Atty. Beagle-Y. Atty. Beagle introduced Res. 12-2014 and made a motion that it be read by title only seconded by Mr. Cohen. **A resolution authorizing the Village Manager to enter into a contract with David P. Powers, as the Law Director for the Village of East Palestine, Ohio and establishing the compensation thereof for a period from January 1, 2015 to December 31, 2015, and declaring an emergency.** Atty. Beagle made a motion to suspend the rules and declare this an emergency seconded by Mr. Cohen. All in favor. Mr. Figley asked why the was legislations were all emergency and Mr. Cohen stated they have to be done by the end of the year and Mr. Figley said they should have been started earlier. Mr. Cohen stated he agreed with Mr. Figley however they are on a deadline and the unions didn't get back to the Village in a timely manner. Atty. Beagle stated this was a union negotiation and Mr. Figley stated these negotiations happen all of the time. Atty. Beagle stated they also have this same problem all the time and when you negotiate with a union you are equal with them, you can't tell them what to do. Atty. Beagle called for a vote on Res. 12-2014. Mr. Figley-y, Mr. Cohen-y, Mr. Tyger-y, Mrs. Wisser-y, Atty. Beagle-y, Mr. Elzer-y. At this point Mr. Tyger made a motion to enter into executive session per ORC Section 121.22 pending litigation, inviting in Law Director Dave Powers and Manager Monteleone. Mayor Zuch stated there would be no further business conducted after executive session. At approximately 8:00 pm Mr. Tyger made a motion to return to regular session seconded by Mr. Elzer. Mr. Tyger made a motion to adjourn the meeting seconded by Mr. Elzer. All in favor, meeting adjourned.